

**RECOMMENDING COMMITTEE AGENDA**  
**RECOMMENDING COMMITTEE MEETING OF: AUGUST 13, 2001**

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

**MINUTES:**

PRESENT: COUNCILMAN WEEKLY and COUNCILWOMAN McDONALD

Also Present: DEPUTY CITY MANAGER DOUG SELBY, CHIEF DEPUTY CITY ATTORNEY VAL STEED, DIRECTOR OF PLANNING AND DEVELOPMENT ROBERT GENZER, MANAGER OF BUSINESS SERVICES JIM DiFIORE, and ASSISTANT DEPUTY CITY CLERK VICKY DARLING

ANNOUNCEMENT MADE – meeting noticed and posted at the following locations:

Downtown Transportation Center, City Clerk's Board

Senior Citizens Center, 450 E. Bonanza Road

Clark County Government Center, 500 S. Grand Central Pkwy

Court Clerk's Bulletin Board, City Hall

City Hall Plaza, Posting Board

(4:05)

**AGENDA SUMMARY PAGE**

**RECOMMENDING COMMITTEE MEETING OF: AUGUST 13, 2001**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

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**CONSENT**

☒

**DISCUSSION**

**SUBJECT:**

**NEW BILL:**

**Bill No. 2001-76** – Amends Ordinance No. 5311 and the Zoning Code regarding patio cover setbacks. Proposed by: Robert S. Genzer, Director of Planning and Development

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

Last March the City Council adopted Ordinance No. 5311 to revise the Zoning Code regarding setback requirements for patio covers. A number of sections were inadvertently left out of the bill in its final form. This bill merely corrects the omission.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2001-76

**COMMITTEE RECOMMENDATION:**

**COUNCILWOMAN McDONALD recommended Bill 2001-76 be forwarded to the Full Council with a “Do Pass” recommendation – COUNCILMAN WEEKLY concurred.**

**MINUTES:**

COUNCILMAN WEEKLY declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED advised that the City adopted an ordinance last March to amend the zoning code regarding patio cover setbacks. In the course of doing so, key language and tables were omitted. This proposed bill will correct the error and staff recommends Do Pass.

RECOMMENDING COMMITTEE MEETING OF AUGUST 13, 2001

City Attorney

Item 1 –Bill No. 2001-76

**MINUTES – Continued:**

LOUISE RUSKAMP, 8500 Log Cabin Way, questioned whether the proposed bill would address the situation where people come forward for variances after having constructed patio covers which violate the code. CHIEF DEPUTY CITY ATTORNEY VAL STEED responded that the ordinance adopted last March was designed to reduce the number of variances by establishing a standard. This proposed bill does not make any changes to that. He and ROBERT GENZER, Director of Planning, confirmed that people can still file an appeal before the City Council.

AL GALLEG0, citizen of Las Vegas, pointed out that many structures were built years ago or patio covers were enclosed to create a room, which the City inspectors now want to inspect those structures. MR. GENZER explained that a patio cover must be open on three sides. Once any walls are constructed, it becomes a room and must meet code. MR. GALLEG0 protested that ordinances are being passed which have no teeth. There should be teeth so that people can be made to do what is right and there should be enforcement. As it stands, people only come forward to the City when they get caught in violation. Even when Code Enforcement is called out, they only deal with the specific complaint and not the area as they drive through.

COUNCILMAN WEEKLY pointed out that the broadcast of City meetings has educated the public in what standards exist and how government works. Before people put up illegal structures because they did not know the procedure or what was required. MR. GALLEG0 agreed that Channel 2 is the best thing that ever happened and saves him from physically attending many meetings.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:06 – 4:12)

**AGENDA SUMMARY PAGE**

**RECOMMENDING COMMITTEE MEETING OF: AUGUST 13, 2001**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

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**CONSENT**

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**DISCUSSION**

**SUBJECT:**

**NEW BILL:**

**ABEYANCE ITEM - Bill No. 2001-68** – Reduces to thirty-five percent the amount of adult inventory necessary to classify a bookstore as an adult bookstore and an adult emporium as a sexually oriented business. Sponsored by: Councilwoman Lynette Boggs McDonald

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The Zoning Code presently treats an adult emporium as a sexually oriented business for locational purposes. The term "adult emporium" includes bookstores, video stores and other outlets whose inventory is made up of at least 51% adult material. This bill will reduce that threshold amount to 35%. The bill will also make a parallel adjustment in the definition of "adult bookstore" in the licensing regulations.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2001-68

**COMMITTEE RECOMMENDATION:**

**COUNCILWOMAN McDONALD recommended Bill 2001-68 be forwarded to the Full Council with a "Do Pass" recommendation – COUNCILMAN WEEKLY concurred.**

**MINUTES:**

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

**APPEARANCES:**

ROBERT GENZER, Director of Planning & Development

JIM DiFIORE, Manager of Business Services

(4:03 – 4:06)

**1-189**

**AGENDA SUMMARY PAGE**

**RECOMMENDING COMMITTEE MEETING OF: AUGUST 13, 2001**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

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**CONSENT**

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**DISCUSSION**

**SUBJECT:**

**NEW BILL:**

**Bill No. 2001-77** – Ordinance Creating Special Improvement District No. 1479 (Mayfair Area)

Sponsored by: Step Requirement

**Fiscal Impact**

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**No Impact**

**Amount:** \$108,839

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**Budget Funds Available**

**Dept./Division:** PW/SID

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**Augmentation Required**

**Funding Source:** Capital Projects Fund - Special Assessments

**PURPOSE/BACKGROUND:**

The construction and installation of pavement, curb and gutter, storm drain, and streetlights. The boundaries of the District are located in the Mayfair subdivision bounded by 15th Street on the west, Fremont Street on the north, Bruce Street on the east, and Charleston Boulevard on the south.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2001-77

**COMMITTEE RECOMMENDATION:**

**COUNCILWOMAN McDONALD recommended Bill 2001-77 be forwarded to the Full Council with a “Do Pass” recommendation – COUNCILMAN WEEKLY concurred.**

**MINUTES:**

COUNCILMAN WEEKLY declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED stated that the bill was in order.

RECOMMENDING COMMITTEE MEETING OF AUGUST 13, 2001

City Attorney

Item 3 –Bill No. 2001-77

**MINUTES – Continued:**

No one appeared in opposition.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:15 – 4:16)

**1-292**

**AGENDA SUMMARY PAGE**

**RECOMMENDING COMMITTEE MEETING OF: AUGUST 13, 2001**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

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**CONSENT**

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**DISCUSSION**

**SUBJECT:**

**NEW BILL:**

**Bill No. 2001-78** – Ordinance Creating Special Improvement District No. 1480 - Buffalo Drive (Cheyenne Avenue to Lone Mountain Road) Sponsored by: Step Requirement

**Fiscal Impact**

☐

**No Impact**

**Amount:** \$879,826.14

☐

**Budget Funds Available**

**Dept./Division:** PW/SID

☒

**Augmentation Required**

**Funding Source:** Capital Projects Fund - Special Assessments

**PURPOSE/BACKGROUND:**

Installation of pavement, curb and gutter, sidewalk, driveways, streetlights, water laterals, water mains, sewer laterals, and sewer mains.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation.

**BACKUP DOCUMENTATION:**

Bill No. 2001-78

**COMMITTEE RECOMMENDATION:**

**COUNCILWOMAN McDONALD recommended Bill 2001-78 be forwarded to the Full Council with a “Do Pass” recommendation – COUNCILMAN WEEKLY concurred.**

**MINUTES:**

COUNCILMAN WEEKLY declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED advised that the bill was in order.

RECOMMENDING COMMITTEE MEETING OF AUGUST 13, 2001

City Attorney

Item 4 –Bill No. 2001-78

**MINUTES – Continued:**

No one appeared in opposition.

There was no further discussion.

COUNCILMAN WEEKLY declared the Public Hearing closed.

(4:16)

**1-307**



**AGENDA SUMMARY PAGE**

**RECOMMENDING COMMITTEE MEETING OF: AUGUST 13, 2001**

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**DEPARTMENT: CITY ATTORNEY**

**DIRECTOR: BRADFORD R. JERBIC**

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**CONSENT**

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**DISCUSSION**

**SUBJECT:**

**NEW BILL**

**Bill No. 2001-79** – Amends the Zoning Code to establish minimum development size requirements for new motor vehicle sales located in Centennial Hills. Sponsored by: Councilman Larry Brown

**Fiscal Impact**

☒

**No Impact**

**Amount:**

☐

**Budget Funds Available**

**Dept./Division:**

☐

**Augmentation Required**

**Funding Source:**

**PURPOSE/BACKGROUND:**

The Zoning Code currently allows new motor vehicle sales as a conditional use. This bill will amend the Code to add an additional condition for new motor vehicle sales located in Centennial Hills. The additional condition establishes a minimum development size requirement of at least fifty acres, to include at least five new car dealerships.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2001-79

Letter from Jim Veltman submitted for the record

**COMMITTEE RECOMMENDATION:**

**COUNCILWOMAN McDONALD recommended Bill 2001-79 be HELD IN ABEYANCE to the 8/27/2001 Recommending Committee Meeting – COUNCILMAN WEEKLY concurred.**

**MINUTES:**

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

RECOMMENDING COMMITTEE MEETING OF AUGUST 13, 2001

City Attorney

Item 5 –Bill No. 2001-79

**MINUTES – Continued:**

**APPEARANCES:**

ROBERT GENZER, Director of Planning & Development

CAROL LeDUC, 7575 Rome Boulevard

ATTORNEY CHRIS KAEMPFER, Kummer, Kaempfer, Bonner & Renshaw, 3800 Howard Hughes Parkway, 7<sup>th</sup> Floor

JIM VELTMAN, Veltman Planning, 2921 North Tenaya Way, Suite #335

PHYLLIS SCHWARTZ

ATTORNEY RUSSELL ROWE, Kummer, Kaempfer, Bonner & Renshaw, 3800 Howard Hughes Parkway, 7<sup>th</sup> Floor

ATTORNEY JOHN NETZORG, 2810 West Charleston Boulevard

DEPUTY CITY ATTORNEY BILL HENRY

MARY BARTSAS

(4:16 – 4:25)

**1-323**

**RECOMMENDING COMMITTEE AGENDA**  
**RECOMMENDING COMMITTEE MEETING OF: AUGUST 13, 2001**

ITEMS RAISED UNDER THIS PORTION OF THE AGENDA CANNOT BE DELIBERATED OR ACTED UPON UNTIL THE NOTICE PROVISIONS OF THE OPEN MEETING LAW HAVE BEEN MET. IF YOU WISH TO SPEAK ON A MATTER NOT LISTED ON THE AGENDA, PLEASE CLEARLY STATE YOUR NAME AND ADDRESS. IN CONSIDERATION OF OTHERS, AVOID REPETITION, AND LIMIT YOUR COMMENTS TO NO MORE THAN THREE (3) MINUTES. TO ENSURE ALL PERSONS EQUAL OPPORTUNITY TO SPEAK, EACH SUBJECT MATTER WILL BE LIMITED TO TEN (10) MINUTES.

**MINUTES:**

None.

(4:25)

**1-621**

**MEETING ADJOURNED AT 4:26 P.M. (1-629)**

Respectfully submitted:\_\_\_\_\_

**VICKY DARLING**

**August 13, 2001**